

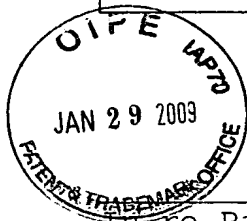
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: January 26, 2009

Signature:

(Kevin M. Kocun)

Docket No.: SPINE 3.0-455 CIP CIP
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:
Zubok et al.

Application No.: 10/782,131

Group Art Unit: 3733

Filed: February 19, 2004

Examiner: D. C. Comstock

For: INSTRUMENTATION AND METHODS FOR
USE IN IMPLANTING A CERVICALDISC
REPLACEMENTDEVICE

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Madam:

It is respectfully requested that the reference listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references is legally available prior art or that the same is pertinent or material.

Application No.: 10/782,131


Docket No.: SPINE 3.0-455 CIP CIP

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: January 26, 2009

Respectfully submitted,

By


Kevin M. Kocun

Registration No.: 54,230

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicants

LD-458\